

NOV 18 2005

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VIA FACSIMILE

ATTENTION: Examiner Webman
FIRM/CO. NAME: U.S. Patent and Trademark Office
FAX NO: 571-273-8300
ART/UNIT NO: 1616
FROM: Ashok K. Janah
DATE: November 18, 2005
APPLICATION NO: 10/616,448
OUR REFERENCE NO: NK.103.11.US

TOTAL NUMBER OF PAGES 14 (INCLUDING COVER PAGE)

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BUSINESS PHONE: (415) 538-1555 FACSIMILE NO.: (415) 538-8380

MESSAGE:

Examiner Webman,

Attached please find a response to the outstanding office action dated August 19th, 2005.

Kind regards,

Ashok Janah

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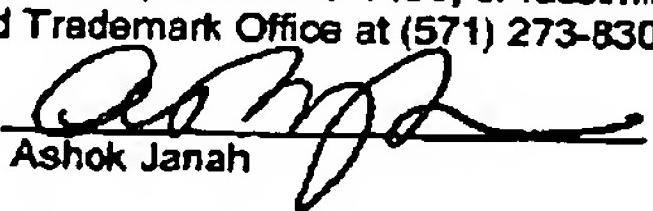
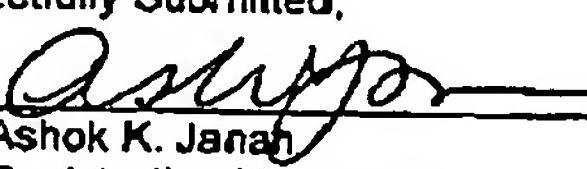
NOV 18 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weers et al. Application No: 10/618,448 Confirmation No: 1036 Filed: February 5, 2004 Title: Phospholipid Based Powders for Inhalation	Group No: 1616 Examiner: WEBMAN, Edward J. Attorney Docket No: NK.103.11 Friday, November 18, 2005 San Francisco, CA 94107
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Commissioner for Patents VIA FACSIMILE: (571) 273-8300	Extension of Time		
Papers Enclosed <input checked="" type="checkbox"/> Amendment <input type="checkbox"/> Declaration <input type="checkbox"/> Drawings <input type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> PTO-1449 Form <input type="checkbox"/> Citations <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Postcard for Return	<input type="checkbox"/> Applicant petitions for an extension of time under 37 C.F.R. 1.136		
	Extension (Months)	Extension Fee	
		Large Entity	Small Entity
	<input type="checkbox"/> One Month	\$120.00	\$60.00
	<input type="checkbox"/> Two Months	\$450.00	\$225.00
<input type="checkbox"/> Three Months	\$1,020.00	\$510.00	
Total \$ 0.00			
<input type="checkbox"/> Applicant believes that no extension of term is required. However, this conditional petition is being made in case applicant has inadvertently overlooked the need for a petition for extension of time.			

Fees for Extra Claims						
	Claims remaining after amendment	Highest number previously paid for	Number Extra	Rate		Additional Fee
				Large Entity	Small Entity	
Total Claims	9	20	0	\$50.00	\$25.00	\$0.00
Independent Claims	1	3	0	\$200.00	\$100.00	\$0.00
Multiple Dependent Claims			0	\$360.00	\$180.00	\$0.00
Supplemental Information Disclosure Statement						
						Total \$ 0.00

Fee Payment	Fee Deficiency
Extension Fees \$0.00	<input type="checkbox"/> If any additional extension and/or fee is required, please charge Deposit Account No. <u>10-0258</u> . and/or
Fees for Extra Claims \$0.00	<input type="checkbox"/> If any additional fee for claims is required, please charge Deposit Account No. <u>10-0258</u> .
Total \$0.00	
<input type="checkbox"/> Attached is check no. _____ in the sum of <u>\$0.00</u> . <input type="checkbox"/> Please charge Deposit Account No. <u>10-0258</u> in the sum of <u>\$0.00</u> .	
CERTIFICATE OF TRANSMISSION (37 C.F.R. § 1.8a): I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300 on the date shown below.	
By:  Ashok Janah	Date: <u>11/18/2005</u>
Please direct telephone calls to: Ashok K. Janah at (415) 538-1555 Please continue to send correspondence to: Applied Materials, Inc. Patent Department, M/S 2061 P.O. Box 450A Santa Clara, CA 95052	
Respectfully Submitted, By:  Ashok K. Janah Registration No. 37,487	
Date: <u>11/18/2005</u>	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Weers et al.	Group Art Unit: 1616
Application No: 10/616,448	Examiner: Webman, Edward J.
Confirmation No: 1036	Attorney Docket No: 0103.11
Filed: February 5, 2004	November 18, 2005
Title: Phospholipid Based Powders for Inhalation	San Francisco, California

AMENDMENT IN RESPONSE TO FINAL OFFICE ACTION

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

VIA FACSIMILE
 (571) 273-8300

Examiner Webman:

This communication is in response to the Final Office Communication mailed on August 19, 2005, and is being filed within three months thereof.

Certificate of Transmission

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By: Ashok Janah
 Ashok Janah

Date: 11/18/2005